

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

TA No.535 of 2018
Date of decision: 12.09.2018

Shanaya Goyal	vs.	.. Petitioner
Sagar Dua		.. Respondent

Coram: Hon'ble Mr. Justice Harinder Singh Sidhu

Present:- Mr. Sachin Mittal, Advocate for the petitioner.

Mr. Mukesh Mehra, Advocate for the respondent.

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Harinder Singh Sidhu, J.

This petition has been filed under Section 24 of the Code of Civil Procedure for transferring the petition under Section 13(1)(ia) of the Hindu Marriage Act, 1955 (HMA No.177 of 2018) titled as “Sagar Dua Vs. Smt. Shanaya”, pending in the Court of Addl. District and Sessions Judge, Panchkula to a Court of competent jurisdiction at Kurukshetra.

It is stated that the marriage of the petitioner was solemnized with the respondent on 27.04.2017. One female child namely Ms. Ruhi was born to them on 16.03.2018. On account of difference and disputes with the respondent, the petitioner is presently residing at her parental house at Kurukshetra along with her child, who is 5 months old. In view thereof, it is difficult for the petitioner to attend the court proceedings at Panchkula, which is at a distance of 100 Kms. from Kurukshetra. Moreover, the petitioner apprehends danger to her life and that of her daughter if she is to attend the court proceedings at Panchkula.

Mr. Mukesh Mehra, Advocate has put in appearance on behalf of the respondent and filed reply. He contends that petitioner is regular visitor to Chandigarh. She has also been seen visiting other places like Jaipur etc.

Be that as it may, considering the facts and circumstances, this petition is allowed.

The petition under Section 13(1)(ia) of the Hindu Marriage Act, 1955 (HMA No.177 of 2018) titled as “Sagar Dua Vs. Smt. Shanaya”, pending in the Court of Addl. District and Sessions Judge, Panchkula is withdrawn from that Court and transferred to Kurukshetra. The District Judge, Kurukshetra may assign it to a competent Court.

12.09.2018
Atul

(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No